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Attorneys for Plaintiff
Tessa Kennedy

UNITED STATES DISTRICT COURT
Southern District of New York

- - - - - x
TESSA KENNEDY, : Civil Action No.
 : 07 Civ. 7766 (NRB) (KNF)
 Plaintiff, :
 : **NOTICE OF MOTION**
 -against- : **FOR SUMMARY JUDGMENT**
 :
 KENNETH J. ROBERTS, :
 :
 Defendant. :
 :
 - - - - - x

PLEASE TAKE NOTICE, that upon the Affirmation of Sandra Gale Behrle, dated April 30, 2008 and all prior pleadings and proceedings herein, plaintiff, Tessa Kennedy, by her attorneys Cooper, Brown & Behrle, P.C., moves this Court pursuant to Fed.R.Civ.P. Rule 56 for summary judgment dismissing defendant's counterclaims as time barred.

Answering papers, if any, shall be served in accordance with Fed. R. Civ. P. and the Court's rules within ten (10) days of

receipt of this Notice.

Dated: New York, New York
April 30, 2008

COOPER BROWN & BEHRLE, P.C.

By: Sandra Gale Behrle
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